

**IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF ILLINOIS  
EASTERN DIVISION**

JOSE J. JARAMILLO,

Plaintiff

v.

ESPERANZA FINANCIAL SERVICES  
OCWEN LOAN SERVICING  
MORTGAGE ELECTRONIC REGISTRATION  
SYSTEM  
WMC MORTGAGE CORPORATION  
Defendants.

Case No. 07 C 7006

Judge Blanche M. Manning

Magistrate Judge Susan E. Cox

**WMC'S MOTION TO DISMISS  
PLAINTIFF'S SECOND AMENDED COMPLAINT**

Defendant, WMC Mortgage, LLC ("WMC"), by and through its attorneys, Dykema Gossett PLLC, for its Motion to Dismiss, states as follows:

1. WMC joins and adopts as its own US Bank's 12(b)(6) Motion to Dismiss Plaintiff's Second Amended Complaint ("US Bank's Motion") filed with this Court on July 28, 2008 as document number 78 and seeks to dismiss Plaintiff's Second Amended Complaint as it relates to WMC.

2. Counsel for WMC and counsel for Plaintiff agree to be bound by the same briefing schedule ordered by this Court on August 4, 2008 as document number 80 on US Bank's Motion.

WHEREFORE, WMC prays that this Court enter an Order granting WMC's Motion to Dismiss Plaintiff's Second Amended Complaint and for such other relief as the Court deems just and appropriate.

Dated: August 22, 2008

Respectfully submitted,

WMC MORTGAGE

By: /s/ Arika J. Osacky  
One of its attorneys

Patrick T. Stanton ARDC # 6216899  
Arika J. Osacky ARDC # 6275646  
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10 South Wacker Drive  
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Chicago, Illinois 60606

**CERTIFICATE OF SERVICE**

I, Arika J. Osacky, an attorney, hereby certify that a true and correct copy of the Notice of Motion and WMC'S Motion to Dismiss Plaintiff's Second Amended Complaint were served upon counsel of record through operation of the Court's ECF system on **August 22, 2008**:

**Counsel for Defendant US Bank National Association**

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**Counsel for Plaintiff**

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Respectfully submitted,

By: /s/ Arika J. Osacky  
One of its Attorneys

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